

ASSIGNED

52272

Serial No.

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office..... **JUN 29 1988**

Returned to applicant for correction.....

Corrected application filed..... Map filed **DEC 13 1988** under 52269

The applicant Glenbrook Properties

1050 E. Williams, #405A of Carson City,
Street and No. or P.O. Box No. City or Town

Nevada 89701 hereby make^s application for permission to change the
State and Zip Code No.

Point of Diversion of a portion, Manner of Use
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Certificate No. 350-2 Claim 02148 and as decreed "In
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

the Matter of the Determination of the Relative Rights of the Claimants
identify right in Decree.)

and Appropriators in and to the Water of Glenbrook Creek and Its Tributaries,

in Douglas County, Nevada, Case No. 859"

1. The source of water is Glenbrook Creek and tributary (Bliss Spring)
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed .1906 CFS not to exceed 63.40 acre feet annually.
(See Item 7 and 8.) Second feet, acre feet. One second foot equals 448.3 gallons per minute.

3. The water to be used for Irrigation
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for Irrigation, stockwatering, domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 11, T14N, R18E, MDM or
Describe as being within a 40-acre subdivision of public survey and by course and
at a point from which the southwest corner of Section 11 bears S40°56'00" W.
distance to a section corner. If on unsurveyed land, it should be stated.
a distance of 1,554.30 feet.

6. The existing permitted point of diversion is located within SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 11, T14N, R18E, MDM
If point of diversion is not changed, do not answer

7. Proposed place of use See attachment.
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use See attachment.
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from May 1 to October 15 of each year.
Month and Day Month and Day

10. Use was permitted from May 1 to October 15 of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Diversion structure placed in Glenbrook Creek
State manner in which water is to be diverted, i.e., diversion structure, ditches,
and irrigation-ditch.
pipes and flumes, or drilled well, etc.

12. Estimated cost of works \$5,000

13. Estimated time required to construct works 1 year

14. Estimated time required to complete the application of water to beneficial use 2 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

See attachment.

/s/ Shelly N. Turner

By 1050 E. William #405A
Carson City, NV. 89701

Compared kh/jm bp/se

Protested

APPROVAL OF STATE ENGINEER

This is to certify I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of Glenbrook Creek as heretofore appropriated under Proof 02148 as appears in the Matter of the Determination of the Relative Rights of the Claimants and Appropriators in and to the waters of Glenbrook Creek and its Tributaries, in the District Court of the First (now 9th) Judicial District of the State of Nevada, in and for the County of Douglas is issued subject to the terms, conditions and irrigation period imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

With the issuance of Permits 52269, 52271, 52272, 52274 and 52275, Claim No. 02148, Certificate 350-1 and 350-2 are totally abrogated and Permits 9936 and 9937 are relinquished and abandoned per deed executed September 22, 1989. This action does not result in additional water for appropriation. A measuring device must be installed and measurements of water kept.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to

exceed 0.1906 cubic feet per second, ~~but not to exceed 63.4 acre-feet~~ as decreed, and not to exceed a seasonal duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before October 9, 1991

Proof of completion of work shall be filed before November 9, 1991

Application of water to beneficial use shall be made on or before October 9, 1993

Proof of the application of water to beneficial use shall be filed on or before November 9, 1993

Map in support of proof of beneficial use shall be filed on or before November 9, 1993

Completion of work filed IN TESTIMONY WHEREOF, I, PETER G. MORROS,
State Engineer of Nevada, have hereunto set my hand and the seal of my

Proof of beneficial use filed office, this 9th day of October,

Cultural map filed

Certificate No. Issued

A.D. 19 89

State Engineer

Abrogated By Perk 70498 0.0664

Item 7. Proposed place of use of water previously appropriated for irrigation.

Portions of Township 14 North, Range 18 East, MDM more particularly described as follows:

Section 11, SW 1/4 SW 1/4	- .87 Acres (1)
Section 11, SW 1/4 SW 1/4	- 1.67 Acres (1,2)
Section 11, NW 1/4 SW 1/4	- .61 Acres (1)
Section 11, NW 1/4 SW 1/4	- 1.49 Acres (1,2)
Section 10, SE 1/4 SE 1/4	- 4.28 Acres (1,2)
Section 10, Lot 3	- 6.93 Acres (1,2)
Total	- <u>15.85 Acres</u>

NOTES:

1. A total of 15.85 acres will be irrigated by commingling of water from Glenbrook Creek with water from Bliss Spring, which discharges water to a tributary of Glenbrook Creek.
2. A total of 14.37 acres will be irrigated by commingling of water from Glenbrook Creek and Bliss Spring with water of North Logan Creek previously appropriated under Certificate No. 349 as decreed, "In the Matter of Determination of the Relative Rights of Calimants and Appropriators in and to the Waters of North Logan Creek (sometimes known as Logan Creek or Logan Shoals Creek No. 1) and its Tributaries, in Douglas County, Nevada, Case No. 860".

Attachment

Item 8. Existing place of use of water previously appropriated for irrigation under Certificate No. 350-2 and description of acreage to be removed from irrigation.

Portion of T.14N., R.18E., MDM as follows:	Existing Place of Use, Acres	To Be Removed From Irrigation, Acres	Irrigation To Be Continued, Acres (3)
SW1/4 SW1/4, Section 11	5.02 (1,2)	3.35 (1,2)	1.67
SW1/4 SW1/4, Section 11	.95 (1)	.08 (1)	.87
SE1/4 SW1/4, Section 11	.05 (1)	.05 (1)	-
NW1/4 SW1/4, Section 11	2.10 (1,2)	(1,2)	2.10
Lot 3, Section 10	9.06 (1,2)	2.13 (1,2)	6.93
SE1/4 SE1/4, Section 10	16.77 (1,2)	12.49 (1,2)	4.28
Lot 5, Section 10	.03 (1,2)	.03 (1,2)	-
Total	<u>33.98</u>	<u>18.13</u>	<u>15.85</u>
			(4)

NOTES:

1. A total of 33.98 acres are irrigated by commingling of the water from Glenbrook Creek with water from Bliss Springs, which discharges water to a tributary of Glenbrook Creek. A total of 18.13 acres of the original 33.98 acres will not be irrigated in the future.
2. A total of 32.98 acres are irrigated by commingling of water from Glenbrook Creek and Bliss Spring with water of North Logan Creek previously appropriated under Certificate No. 349. A total of 18.00 acres of the original 32.98 acres will not be irrigated in the future.
3. Also see response to Item 7 for description of proposed place of use for continued irrigation.
4. Amount of water affected by this Application, as indicated in Item 1, is computed as follows:

Total appropriation for Certificate No. 350-2 is .4086 CFS., and duty for water appropriated under Certificate No. 350-2 is 4.0 acre feet per acre.

Proportionate amount applied to continued irrigation:

$$\frac{15.85 \text{ Ac}}{33.98 \text{ Ac}} \times .4086 \text{ CFS} = .1906 \text{ CFS}$$



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<u>Total</u>	<u>33.98</u>	<u>18.13</u>	<u>15.85</u>
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3. Also see response to Item 7 for description of proposed place of use for continued irrigation.

4. Amount of water affected by this Application, as indicated in Item 2, is computed as follows:

Total appropriation for Certificate No. 350-2 is .4086 CFS.,
and duty for water appropriated under Certificate No. 350-2
is 4.0 acre feet per acre.

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Proportionate amount applied to continued irrigation:

15.85 Ac
----- x .4086 CFS = .1906 CFS
33.98 Ac

15.85 Ac x 4.0 AcFt/Ac = 63.40 AcFt

Modified By:

Milton L. Sharp
Milton L. Sharp, P.E.
12-6-88

52272

Attachment

Item 15, Remarks:

15.1 Supporting Information

See report titled "Water Rights and Water Use, Glenbrook, Nevada" prepared by Milton L. Sharp, P.E. dated June 1988 for additional information regarding existing and proposed use of water appropriated under Certificate No. 350-2 and for information regarding availability of water supply in Glenbrook Creek.

15.2 Explanation of Proposed Changes

Certificate No. 350-2 provides for appropriation of .4086 CFS for a 168 day irrigation season which equates to 136.18 acre feet per year or 4.0 acre feet per acre applied to 33.98 acres. Of the total acreage irrigated under Certificate No. 350-2, an area of 32.98 acres is also irrigated under Certificate No. 349 using water diverted from North Logan Creek.

This application provides that 15.85 acres will continue to be irrigated from Glenbrook Creek under Certificate No. 350-2, including 14.37 acres which will also be irrigated from North Logan Creek under Certificate No. 349. Water will be used at the rate of 4.0 acre feet per acre during the irrigation season extending from May 1 to October 15. For lands which can be irrigated from either Glenbrook Creek or North Logan Creek, combined use from both sources will not exceed 4.0 acre feet per acre.

